BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of a Petition To Interpret 20 CSR 4240-20.065 And Establish The Status and Eligibility of the Members of the St. James Solar Farm Association to Receive Net-Metering Credits	)))))	**File No. EO-2021-0408**

NOTICE OF DEFICIENCY AND ORDER DIRECTING FILING

Issue Date: May 28, 2021 Effective Date: May 28, 2021

On May 24, 2021, St. James Solar Farm Association (Association) filed a *Petition to Interpret Net-Metering Regulations*. The Association states that attached to its petition are a copies of its Articles of Incorporation,[1] the Association's operating agreement,[2] a Solar Farm Association Participation Agreement;[3] and a municipal utility interconnection agreement. However, none of those documents were attached to the petition. Before taking any action on the petition, the Commission will direct that the Association file the missing items.

In its petition, the Association requests the Commission find that:

- The Association's members are the owners or operators of a qualified electric energy generation unit;[4]
- The Association's members' qualified electric energy generation units are located on premises that are owned, operated, leased, or otherwise controlled by the customer-generator;[5]
- The electricity generated by the Association's members is intended primarily to offset part or all of the customer-generator's own electrical energy requirements;[6] and
- The Association is not an investor-owned utility.

[1] Petition, para. 1.
[2] Petition, para. 5.
[3] Petition, para. 6.
[4] *Petition to Interpret Net-Metering Regulations* (Petition), paragraph 10.
[5] Petition, para. 11.
[6] Petition, para. 12.

The petition does not clearly include the legal authority giving the Commission jurisdiction to make the requested findings. Further, although the petition claims that the Commission is not being asked to promulgate a rule as defined in Section 536.010, RSMo (2016), the petition has the heading "Request for Rule-Making" on the 3rd page, and in paragraph 9 the petition states, "[a]t issue for purposes of this Petition for Rulemaking. . ." the Commission will direct the Association to clarify and amend its petition as necessary to clearly set out the action it wishes the Commission to take and the statute or rule that authorizes the Commission's jurisdiction over an interconnection between the Association and the City of St. James' municipal utility.

THE COMMISSION ORDERS THAT:

1. The Association shall file the missing attachments and clarify its petition as indicated above no later than June 17, 2021.

2. This order is effective when issued.

BY THE COMMISSION

Morris L. Woodruff
Secretary

Nancy Dippell, Deputy Chief Regulatory
Law Judge by delegation of authority pursuant
to Section 386.240, RSMo (2016).

Dated at Jefferson City, Missouri,
on this 28th day of May, 2021.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 28th day of May, 2021.

Morris L. Woodruff
Secretary

Digitally signed by MOPSC
DN: CN=MOPSC, O=MOPSC, OU=, E=kim.happy@psc.mo.gov, C=US
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MISSOURI PUBLIC SERVICE COMMISSION

May 28, 2021

File/Case No. EO-2021-0408

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



Morris L. Woodruff
Secretary

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.